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**SAN JOAQUIN COUNTY MAN CHARGED WITH BANK ROBBERY**  
**AND AS A FELON IN POSSESSION OF A FIREARM**

SACRAMENTO--United States Attorney McGregor W. Scott announced today that a federal grand jury returned a two count Indictment against TIMOTHY JAMES KELLY, 45, of Ripon, California. In Count One of the Indictment, KELLY is charged with robbing a Bank of America branch in Elk Grove, California on October 13, 2006, and is also charged with being a felon in possession of a firearm.

The case is being investigated by the Federal Bureau of Investigation, the Elk Grove Police Department, and Police Departments in Fresno, Merced, Santa Clara and San Francisco.

According to Assistant United States Attorney Michelle Rodriguez, who is prosecuting the case, KELLY is a former Deputy Sheriff for the San Joaquin Sheriff's Office who was charged with embezzlement in 1994, resigned from the Sheriff's Office and was convicted of filing false reports. Two years later, KELLY was convicted in federal court of bank robbery and of being a felon in possession of a firearm. He was sentenced to 41 months in prison for that offense. On November 9, 2006, KELLY fled when law enforcement attempted to arrest him for the Elk Grove bank robbery. KELLY took law enforcement on a high speed chase which ended when he crashed his vehicle near the intersection of Highway 20 and Murphy Road in San Joaquin County. The arrest was made by FBI Special Agents, Ripon Police Department Officers, and other members of the Sacramento Violent Crimes Task Force.

If convicted, KELLY faces a maximum of 20 years in prison for the bank robbery charge and a maximum of 10 years in prison for the felon in possession charge. However, the actual sentence will be determined at the discretion of the court after consideration of the Federal Sentencing Guidelines, which take into account a number of variables, and any applicable statutory sentencing factors.

On November 13, 2006, KELLY made his initial appearance in federal court, and at that time he was ordered detained as a flight risk and as a danger to the community. KELLY is expected to appear before a United States Magistrate Judge in Sacramento on Thursday, November 30, 2006, at 2:00 p.m. for arraignment.

The charges in the indictment are only allegations, and the defendant is presumed innocent until and unless proven guilty beyond a reasonable doubt.

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